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6 **BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

7 IN THE MATTER OF:

LCB NO. 23,528

8 THE IRISHMEN, LLC d/b/a THE
9 IRISHMEN

FINAL ORDER OF THE BOARD

10 2923 Colby Ave.
Everett, WA 98201

[PROPOSED]

11 LICENSEE

12 LICENSE NO. 072415
13 AVN NO. 3S9079B

14 THIS MATTER having come before the Washington State Liquor Control Board
15 (Board) and the Washington State Liquor Control Board Education and Enforcement Division
16 (Enforcement) by and through its attorneys, ROBERT M. MCKENNA, Attorney General, and
17 BRIAN J. CONSIDINE, Assistant Attorney General, and the Licensee, THE IRISHMEN, LLC
18 d/b/a THE IRISHMEN, represented by BARRY BOYLE, owner, and the parties having
19 voluntarily entered into a stipulated settlement agreement for AVN Number 3S9079B, Case
20 Number 23,528, and the Board having considered the stipulated settlement agreement and
21 Enforcement's memorandum recommending acceptance of the stipulated settlement
22 agreement, and the Board having had the opportunity to review the file materials maintained in
23 this case, now therefore:

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FINAL ORDER OF THE BOARD

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[PROPOSED]

OFFICE OF THE ATTORNEY GENERAL
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100
(360) 664-9006

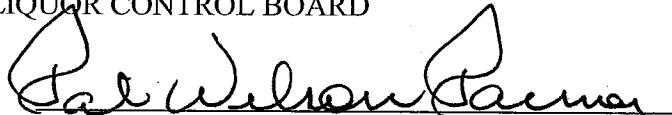
1 IT IS HEREBY ORDERED that AVN Number 3S9079B for Case Number 23,528 is
2 sustained; and within thirty (30) days of this order, the Licensee shall pay a monetary penalty
3 of three hundred dollars (\$300.00) to:

4 Washington State Liquor Control Board
5 P.O. Box 43085
6 Olympia, WA 98504-3085

7 In the event the Licensee fails to make full and timely payment of the monetary penalty, the
8 Licensee shall serve a three (3) day suspension of its liquor license, the dates and time of which
9 shall be set by the Washington State Liquor Control Board.

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11 DATED this 21st day of July, 2009.

12 WASHINGTON STATE LIQUOR CONTROL BOARD

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14 PAT WILSON PARMER, CHIEF
15 ENFORCEMENT AND EDUCATION DIVISION
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24 THE IRISHMEN, LLC
25 d/b/a THE IRISHMEN
26 LICENSE NO. 072415
LCB NO. 23,528
AVN NO. 3S9079B

RECEIVED

JUL 20 2009

**LIQUOR CONTROL BOARD
BOARD ADMINISTRATION**

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,528

THE IRISHMEN, LLC d/b/a THE
IRISHMEN

STIPULATED SETTLEMENT
AGREEMENT

2923 COLBY AVE.
EVERETT, WA 98201

LICENSEE

LICENSE NO. 072415
AVN NO. 3S9079B

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement) represented by its attorneys, ROBERT M. MCKENNA, Attorney General, and BRIAN J. CONSIDINE, Assistant Attorney General, and the Licensee, THE IRISHMEN, LLC d/b/a THE IRISHMEN (Licensee) through its representative, BARRY BOYLE, hereby enter into this stipulated settlement agreement for Liquor Control Board Case Number 23,528.

I. INTRODUCTION

1. The Washington State Liquor Control Board Education and Enforcement Division issued an Administrative Violation Notice No. 3S9079B (AVN) on March 26, 2009, to the above-named Licensee specifying the following violation of the Washington State Liquor Act:

On or about March 20, 2009, the above-named Licensee, or an employee(s) thereof, allowed a person apparently under the influence of liquor to purchase, possess, and/or consume liquor on the licensed premises, contrary to RCW 66.44.200 and/or WAC 314-16-150.

THE IRISHMEN, LLC d/b/a THE
IRISHMEN

STIPULATED SETTLEMENT
AGREEMENT

2. Enforcement and the Licensee wish to enter into a settlement agreement concerning the above-referenced AVN.

II. AGREEMENT OF THE PARTIES

Enforcement and the Licensee agree to the following:

1. Enforcement and the Licensee enter into this agreement to avoid the time and expense of further litigation. The Licensee explicitly waives the right of further administrative review of all matters related to this violation. The Licensee hereby voluntarily withdraws its request for a hearing on this matter.

2. The Licensee admits to the violations in the above-referenced AVN, that is, on or about March 20, 2009, the above-named Licensee, or an employee(s) thereof, allowed a person apparently under the influence of liquor to purchase, possess, and/or consume liquor on the licensed premises, contrary to RCW 66.44.200 and/or WAC 314-16-150.

3. The parties agree that the standard penalty for a first violation for allowing an apparently intoxicated person to buy, possess and/or consume liquor on the licensed premises is a five (5) day suspension of its liquor license or a five-hundred dollar (\$500) monetary penalty.

4. The parties agree that that the penalty for the above mentioned AVN shall be a three (3) day suspension of the liquor license or a three-hundred dollar (\$300) monetary penalty. The Licensee hereby chooses to pay the monetary penalty of three-hundred dollars (\$300).

5. The Licensee shall pay the monetary penalty of three-hundred dollars (\$300) no later than thirty (30) days after the date of the Final Order of the Board. Payment shall be sent to:

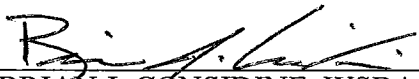
Washington State Liquor Control Board
P.O. Box 43085
Olympia, WA 98504-3085

1 6. If the Licensee subsequently fails to make a full and timely payment of the
2 penalty as required in Section II, Paragraph 4 and 5, then the penalty of a three (3) day
3 suspension of the Licensee's liquor license shall be imposed.

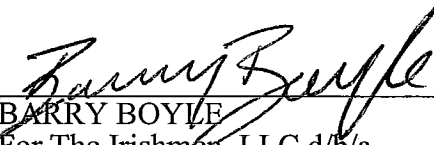
4 7. The parties recognize that this settlement agreement is subject to approval by
5 the Washington State Liquor Control Board.

6 8. This agreement constitutes the final written expression of all the terms of this
7 agreement and is a complete and exclusive statement of these terms.

8
9 ROBERT M. MCKENNA
Attorney General

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11 
12 BRIAN J. CONSIDINE, WSBA#39517
Assistant Attorney General
13 Attorneys for LCB Enforcement

7/16/09
Date

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15 
16 BARRY BOYLE
For The Irishmen, LLC d/b/a
17 The Irishmen

7-9-09.
Date